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Attorneys for Defendants  
UEBT RETIREE HEALTH PLAN, UFCW &  
EMPLOYERS BENEFIT TRUST FUND, and BOARD OF  
TRUSTEES OF THE UFCW & EMPLOYERS BENEFIT  
TRUST FUND

UNITED STATES DISTRICT COURT

NORTHERN DISTRICT OF CALIFORNIA

HAROLD BARLING, on behalf of himself, and  
all others similarly situated,

**Plaintiff,**

V.

**UEBT RETIREE HEALTH PLAN, UFCW & EMPLOYERS BENEFIT TRUST FUND, and BOARD OF TRUSTEES OF THE UFCW & EMPLOYERS BENEFIT TRUST.**

### Defendants.

Case No. C14-4530 VC

**JOINT STIPULATION REGARDING  
PROPOSED CONTINUANCE OF CASE  
MANAGEMENT CONFERENCE;  
[REDACTED] ORDER**

Defendants UEBT Retiree Health Plan, WFCE & Employers Benefit Trust Fund, and Board of Trustees of the UFCW & Employers Benefit Trust Fund (“collectively “Defendants”) and Harold Barling (“Plaintiff”), on behalf of himself and all others similarly situated, and pursuant to Civil Local Rules 6-1, 6-2, and 7-12, hereby agree to the following:

**WHEREAS**, on August 13, 2015, the Court notified the parties that the Court scheduled a further Case Management Conference (“CMC”) for September 9, 2015 at 10:00 a.m.;

**WHEREAS**, Paragraph 12 of the Court's Civil Standing Order provides that in the event even one attorney appears for a CMC by phone, all attorneys must appear by phone and the conference will

1 be conducted from chambers, beginning at 11:00 on Tuesdays. Arrangements to participate by phone  
2 must be made at least seven days in advance with Judge Chaabria's Courtroom Deputy.

3 **WHEREAS**, lead trial counsel for Defendants is unavailable to attend a CMC by telephone or in  
4 person on September 8 and 9, 2015, and Defendants desire that lead trial counsel attend the CMC,  
5 preferably in person;

6 **WHEREAS**, counsel for Plaintiff does not object to a continuance of the CMC;

7 **WHEREAS**, lead trial counsel for all parties are currently available to attend a CMC in person  
8 on September 23, 2015.

9 **NOW, THEREFORE**, the parties jointly request that the Court reschedule the CMC for  
10 September 23, 2015 or thereafter, (except for September 30, 2015, on which lead trial counsel for the  
11 parties are not jointly available).

12 **SO STIPULATED.**

14 DATED: August 27, 2015

Respectfully submitted,

15 RENAKER HASSELMAN LLP

16 By /s/ Teresa S. Renaker  
Teresa S. Renaker

18 DATED: August 27, 2015

BOLT KEENLEY KIM LLP

19 By /s/ James P. Keenley  
James P. Keenley

23 DATED: August 27, 2015

22 Attorneys for Plaintiffs

SEYFARTH SHAW LLP

24 By: /s/ Kathleen Cahill Slaughter  
Kathleen Cahill Slaughter  
25 Michelle M. Scannell

26 Attorneys for Defendants

1                   **ATTESTATION PURSUANT TO LOCAL RULE 5-1-(i)(3)**

2                   I attest that concurrence in the filing of this stipulation has been obtained from the other  
3 signatories, counsel for Plaintiff. Executed this 27th day of August, 2015.

4                   By: /s/ Kathleen Cahill Slaught  
5  
6  
7

8                   **[PROPOSED] ORDER**

9                   The CMC previously set for September 9, 2015, is hereby rescheduled for September 23, 2015 at  
10 10:00 a.m. The parties must file a joint case management statement by September 16, 2015.

11                  **IT IS SO ORDERED.**

12  
13 DATED: August 28, 2015

14                    
Hon. Vince Chhabria  
United States District Judge

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